

United States District Court

DISTRICT OF
Massachusetts

FILED
CLERK'S OFFICE

APR 14 2005 12:09

PLAINTIFF
ALFRED FELICIANO

THIRD PARTY SUMMONS IN A CIVIL ACTION

V. DEFENDANT AND THIRD PARTY PLAINTIFFS
GLOBALWARE SOLUTIONS, INC. and
GARY LORTIE

04 CV 12461 GAC
CASE NUMBER: 1

V. THIRD PARTY DEFENDANTS
JAMES R. BARTLETT and
SCOTT BERNSTEIN

TO: (Name and address of Third Party defendant) James R. Bartlett
672 Chestnut Street
Lynnfield, MA 01940

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this court and serve upon

PLAINTIFF'S ATTORNEY (name and address)

Christopher M. Waterman
Demeo & Associates, P.C.
One Lewis Wharf
Boston, MA 02110

DEFENDANT AND THIRD-PARTY PLAINTIFF'S ATTORNEY
(name and address)

Scott J. Connolly
Morse, Barnes-Brown & Pendleton, P.C.
Reservoir Place
1601 Trapelo Road
Waltham, MA 02451

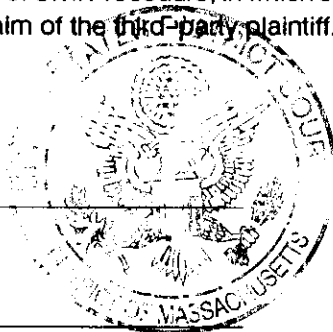
an answer to the third-party complaint which is herewith served upon you within 20 ___ days after service of this summons upon you exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the third-party complaint. There is also served upon you herewith a copy of the complaint of the plaintiff. You have the option of answering or not answering the plaintiff's complaint, *unless* (1) this is a case within Rule 9(h) Federal Rules of Civil Procedure, and (2) the third-party plaintiff is demanding judgment against you in favor of the original plaintiff under the circumstances described in Rule 14(c) Federal Rules of Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of plaintiff as well as to the claim of the third-party plaintiff.

TONY ANASTAS

CLERK

[Signature]

(BY) DEPUTY CLERK



FEB 22 2005

DATE

AO 441 (Rev. 5/85) Third Party Summons in a Civil Action

RETURN OF SERVICEService of the Summons and complaint was made by me¹

DATE

12 APRIL 2005

NAME OF SERVER

Scott J. Connolly, Esq.

TITLE

Counsel for Third Party Plaintiffs

Check one box below to indicate appropriate method of service

☐ Served personally upon the third-party defendant. Place where served: _____☐ Left copies thereof at the third-party defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left: _____

☐ Returned unexecuted: _____☒ Other (specify): Counsel of record for Third Party Defendant James R. Bartlett agreed to accept service of process. (See Attached Acknowledgment of Service dated April 1, 2005.)**STATEMENT OF SERVICE FEES**

TRAVEL

SERVICES

TOTAL

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on

Date

April 1, 2005

Signature of Server

Scott J. Connolly

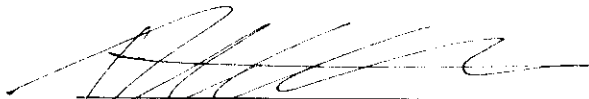
Address of Server

Morse, Barnes-Brown & Pendleton, P.C.
1601 Trapelo Road
Waltham, MA 02451

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

ACKNOWLEDGMENT OF SERVICE

I, Thomas S. Fitzpatrick, Esq., acknowledge that I have been authorized to accept service of process on behalf of Third Party Defendant James R. Bartlett. I have received a copy of the Third Party Summons and a copy of the Third Party Complaint.


Thomas S. Fitzpatrick, Esq.

Dated: April 1, 2005